

FILED 08/09/11

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

EUGENE

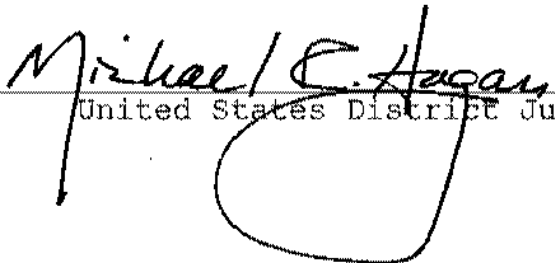
MARK ANDREW KEMP,	)	
	)	
Plaintiff,	)	
	)	Civil No. 10-6420-TC
v.	)	
	)	ORDER
CITY OF SPRINGFIELD, et al.,	)	
	)	
Defendants.	)	
_____	)	

Magistrate Judge Thomas M Coffin has filed his Findings and Recommendation on June 29, 2011. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1982). See also Britt v. Simi Valley Unified School Dist., 708 F.2d

452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Judge Coffins Findings and Recommendation. The County defendants' motion to dismiss (#16) is allowed to the extent plaintiff's eighth claim is dismissed without prejudice to refile in an amended complaint within 20 days of the date of this order.

DATED this 9<sup>th</sup> day of August, 2011.

  
United States District Judge